

## EPARTMENT OF THE NAVY ATLANTIC DIVISION NAVAL FACILITIES ENGINEERING COMMAND NORFOLK, VIRGINIA 23511

TELEPHONE NO.

444-7411

IN REPLY REFER TO:

241:JTC · EO-234

1 NOV 1976

From: Commander, Atlantic Division, Naval Facilities Engineering Command To: Commander, Naval Facilities Engineering Command

Subj: Marine Corps Base, Camp Lejeune; road grade crossing easement over Government-owned railroad right-of-way

- Encl: (1) MARCORB CAMLEJ General Development Map LANTDIV Dwg. No. 80811
  - (2) Sketches of Proposed Road Crossing
  - (3) Dwg. No. 1468 of Claude P. Smith land by Salmon-Matthis and Associates P.A. Wallace-Clinton N.C. dtd 16 Feb 1976

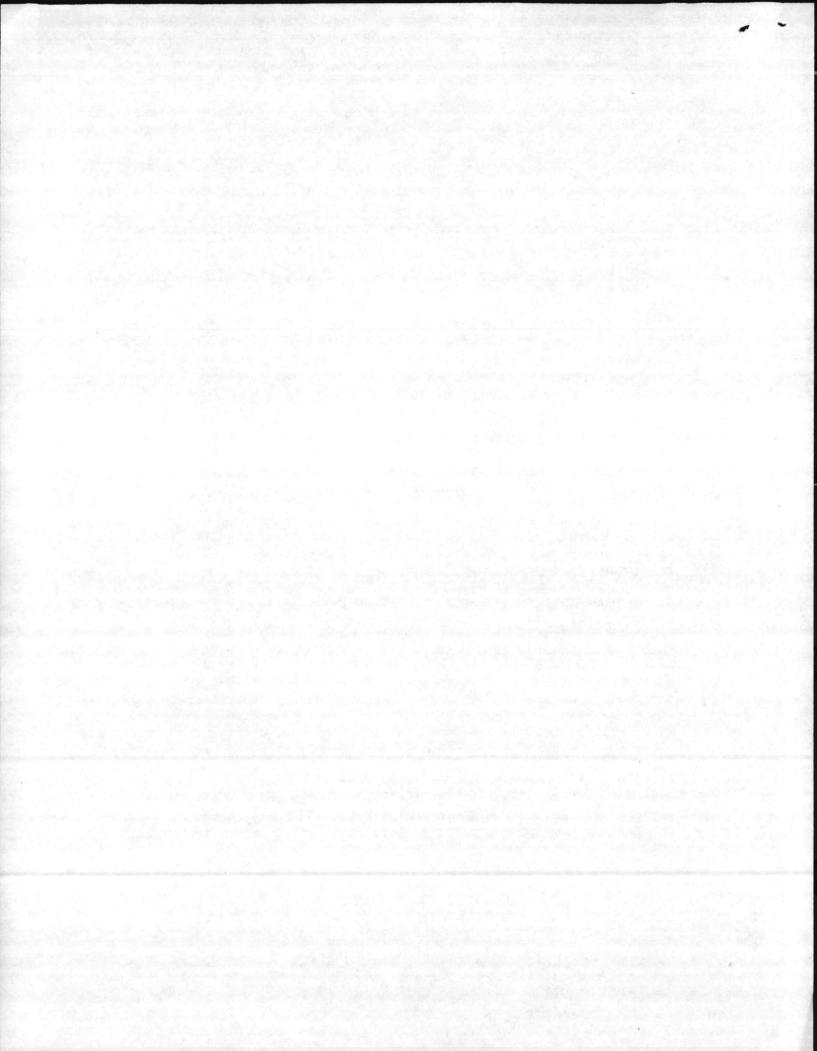
1. A private developer, Mr. Claude P. Smith, has requested an easement over the Government-owned Camp Lejeune-Cherry Point Railroad in White Oak Township, Onslow County, North Carolina. The purpose of this easement is to provide access to land to be developed with approximately 1000 single family homes. The Commanding General, Marine Corps Base, Camp Lejeune and Commandant of the Marine Corps have approved granting of the easement. The easement, in relation to other facilities at the Base, is shown in red on enclosure (1) and the easement area is shown in detail on enclosures (2) and (3).

2. The cost of construction and maintenance of the proposed road crossing will be borne by the Grantee. The easement will be granted at fair market value, which has been determined by staff appraisal to be \$300. No relocation of improvements will be required.

3. As required by Chapter 21 of NAVFAC P-73, it is hereby determined that an easement is the most appropriate interest for the purpose; that the real property involved is the only property which can be used for the easement; that the easement will not materially interfere with present or foreseeable use of the property or with other Government activities in the vicinity; that the Government has sufficient estate in the property involved and the Department of the Navy sufficient jurisdiction thereover to grant the requested easement; that the property is not encumbered by other rights which will be incompatible with the proposed use, and the Grantee has the capacity to acquire the easement and to comply with the terms thereof.

4. The section of railroad to be crossed is leased to the Southern Railway System under Lease NOm-71659. The easement, therefore, will expressly be subject to this lease. Construction will be closely coordinated with the Railway Company to ensure Railway construction and safety requirements are met.





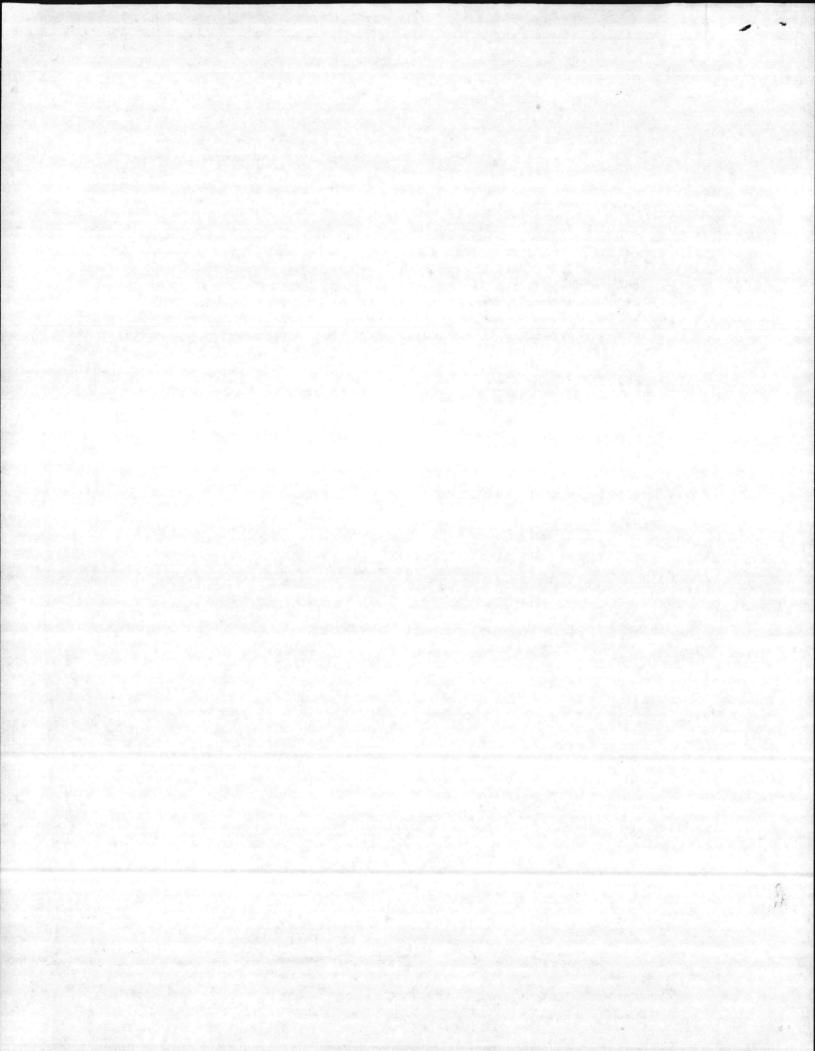
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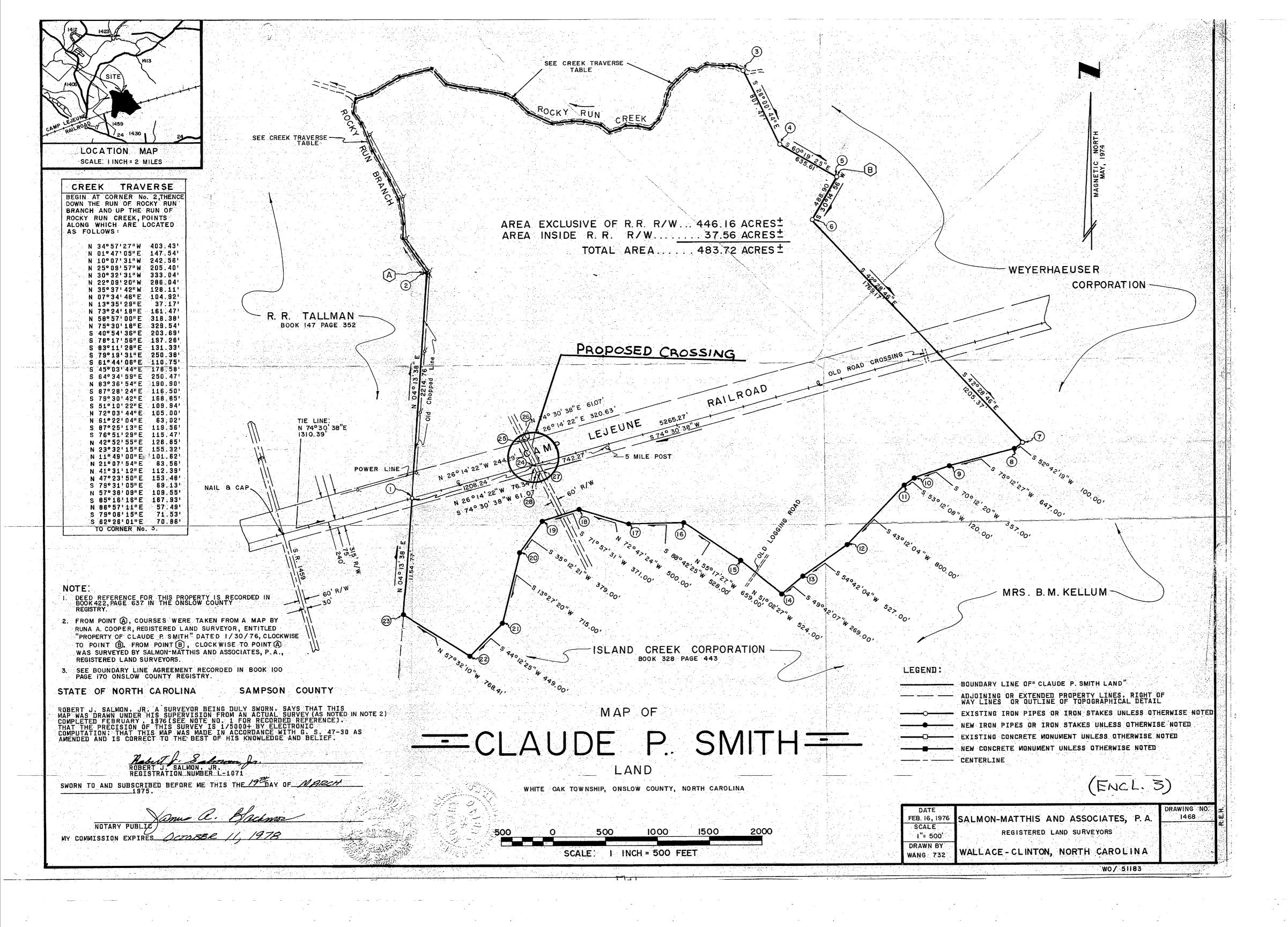
5. The property underlying the proposed easement has no historical value. With regard to environmental aspects of the proposed easement, the environmental impact statement provided by the developer determined that issuance of the easement will d not result in any adverse effect on the environment.

6. In view of the above, it is proposed that a perpetual easement be granted to Claude P. Smith in accordance with statutory authority of Title 10 U.S.C., Section 2668. The easement will be subject to existing public utility easements and will incorporate the provisions contained in the Government's standard road easement form, Exhibit "C" of NAVFAC P-73, section 21. The easement format is acceptable to the proposed grantee. Concurrence in granting the proposed easement is requested. Such concurrence will be presumed unless advice to the contrary is received by this Command within 30 days from the date of this letter.

> M. L. Corvett, Head, Sons Branch Real 1 to Division By direction of the Commander;

Copy to: CMC MARCORB CAMLEJ



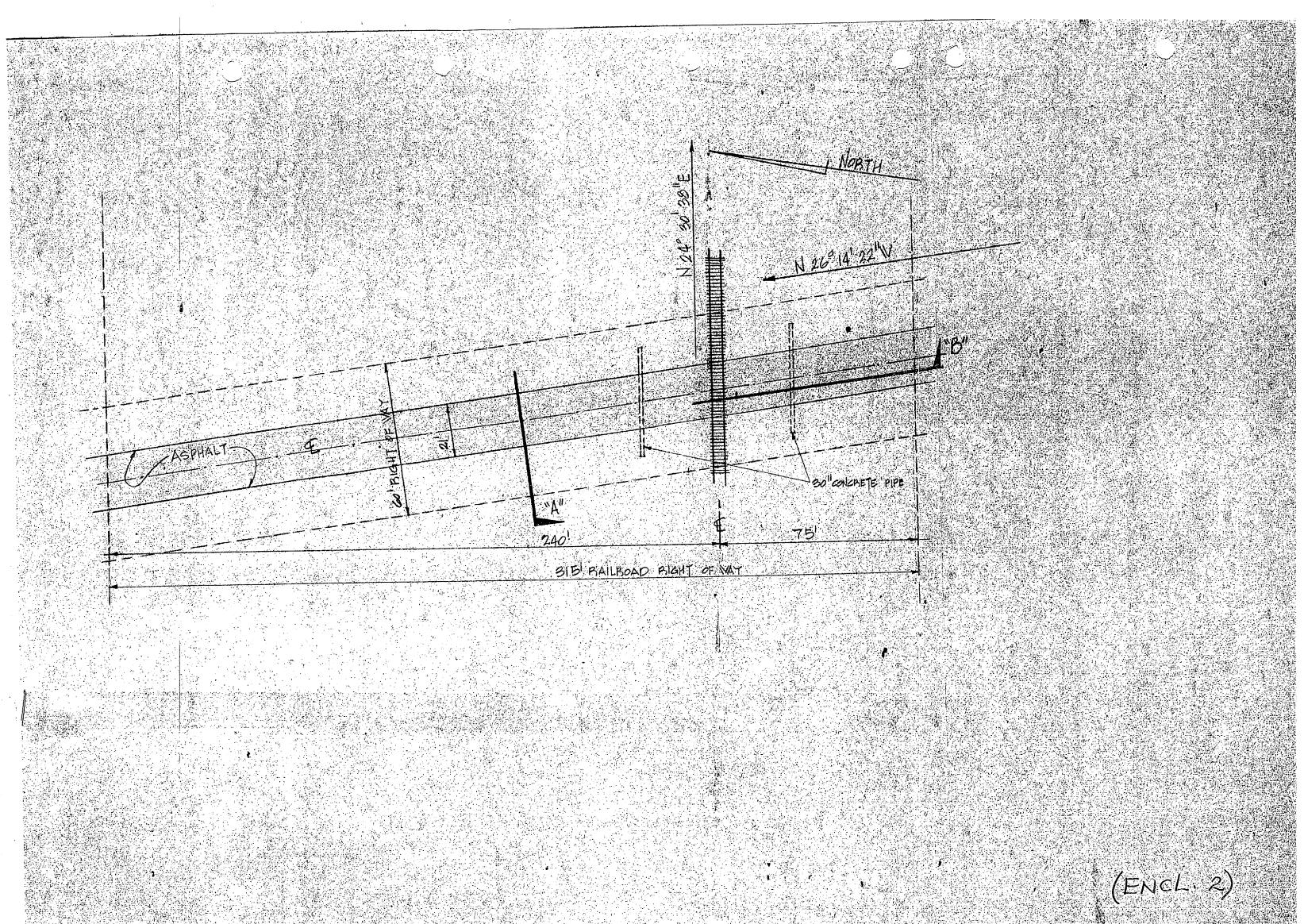




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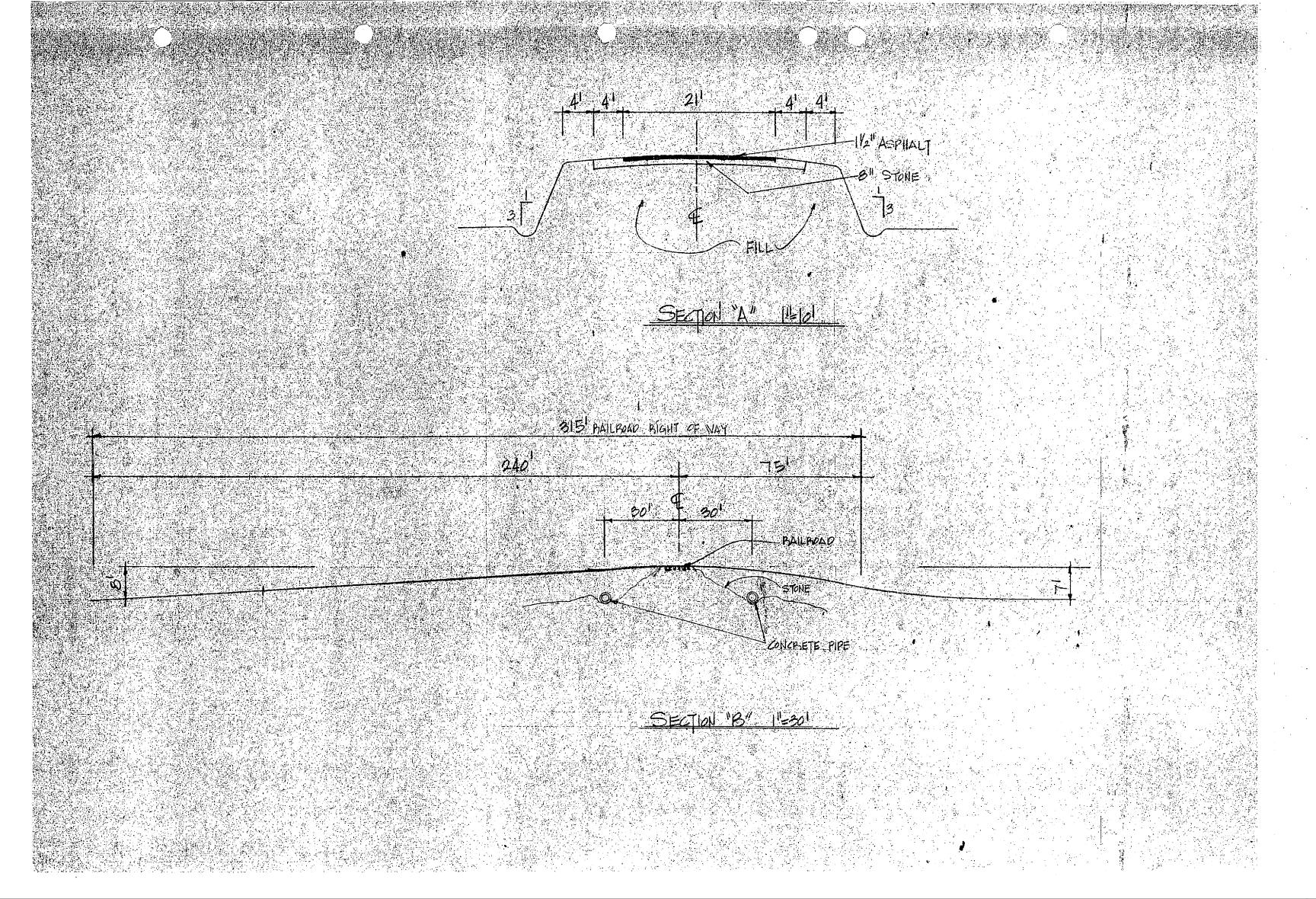
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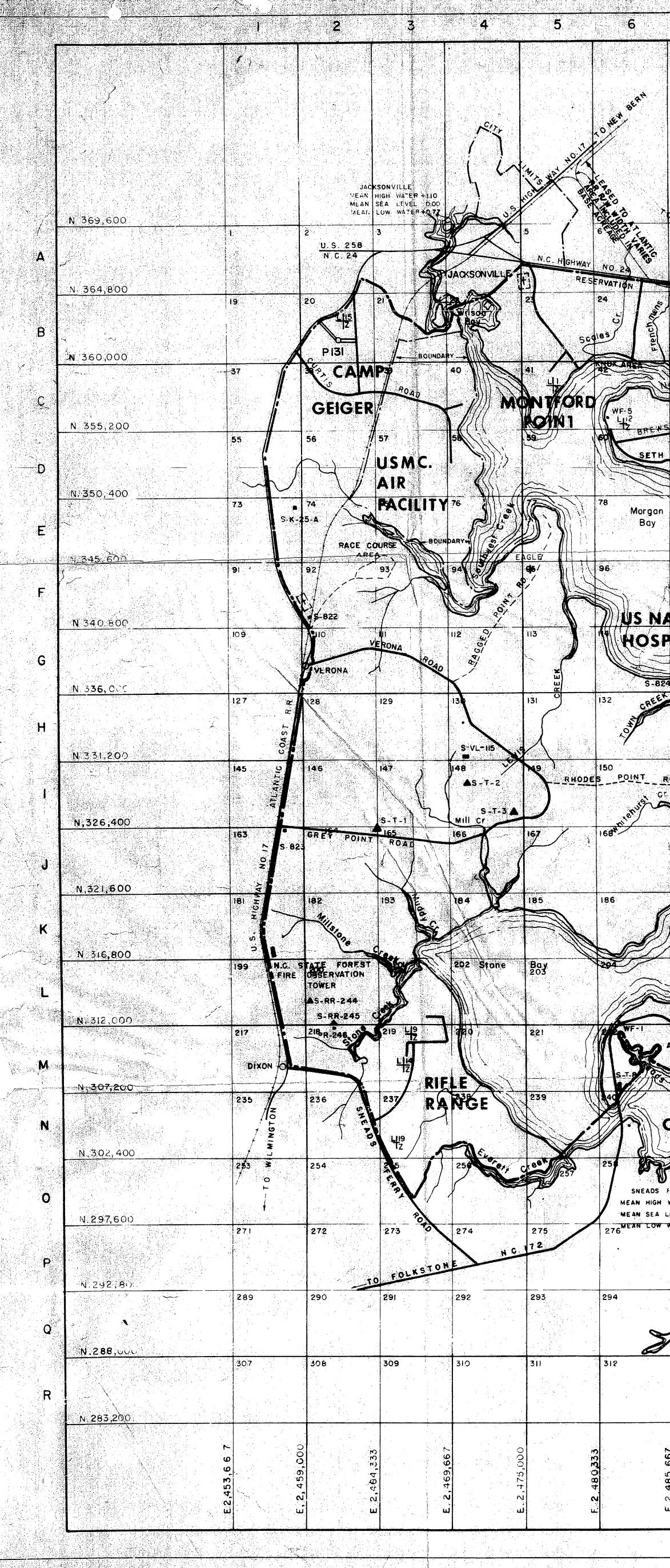
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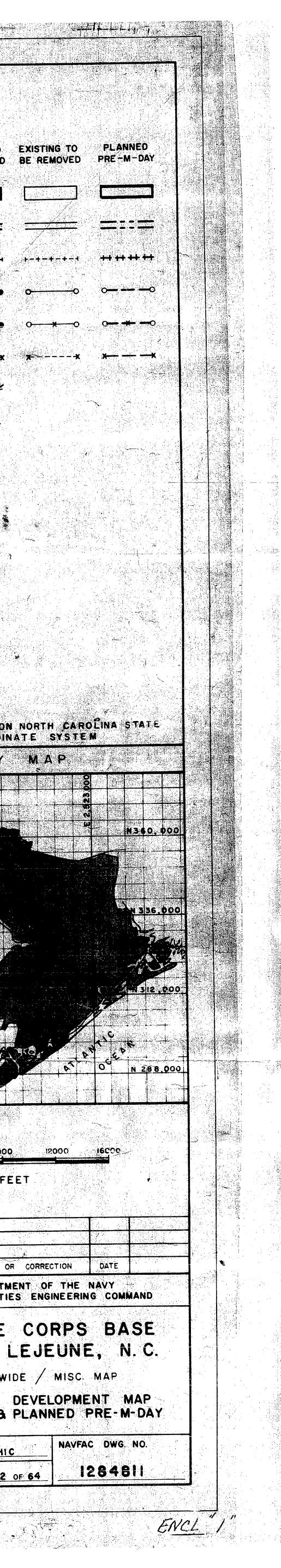
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